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FILE NO.

7583/01

Re: Craig M. Howard v. Liberty Life Assurance Company of Boston
USDC, Middle District, PA Civil Action No. 1:CV-01-797

Honorable Yvette Kane
 Judge, Middle District of PA
 Federal Building, Room 830
 228 Walnut Street
 Harrisburg, PA 17108

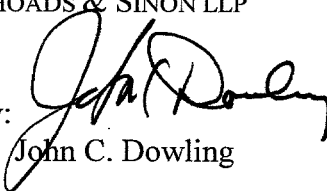
Dear Judge Kane:

I appreciate the opportunity to further respond, but I believe with the Trial Briefs and Suggested Findings of Fact and Conclusions of Law, as well as the testimony at trial, the Court has sufficient input to evaluate the parties' respective positions.

I do feel constrained to comment on the Defendant's Brief, which was not filed five days prior to trial, and only given to us at the time of trial. It does not conform to the Middle District Court's Briefing Rules as it is not in 14 point font, nor is it double spaced. If it were to so conform, it would clearly be well beyond the 15 page limit.

Very truly yours,

RHOADS & SINON LLP

By: 
 John C. Dowling

cc: William C. Foster, Esquire

JCD/lgr

FILED
HARRISBURG

JUL 26 2002

MARY E. D'ANDREA, CLERK
 Per: 
 DEPUTY CLERK